ORDER RECEWED FOR FILING
Date 2/21/08
Sy (Op.)

IN RE: PETITION FOR ADMIN. VARIANCE SW/S Stella Drive, 127.04' SE

of the c/l Ingleside Avenue

(1241 Stella Drive)
1st Election District
1st Councilmanic District

BEFORE THE

DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

Case No. 98-402-A

Jennifer Lynn Combs and

James Edward Pfeiffer - Petitioners

* * * * * * * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner for consideration of a Petition for Administrative Variance filed by the owners of the subject property, Jennifer Lynn Combs and James Edward Pfeiffer. The Petitioners seek relief from Section 400.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit an accessory structure (shed) to be located in the side yard in lieu of the required rear yard. The subject property and relief sought are more particularly described on the site plan submitted which was accepted and marked as Petitioner's Exhibit 1.

The Petitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. The subject property having been posted and there being no requests for a public hearing, a decision shall be rendered based upon the documentation contained within the case file. Based upon the information available, there is no evidence in the file to indicate that the requested variances would adversely affect the health, safety or general welfare of the surrounding community and should therefore be granted. In the opinion of the Deputy Zoning Commissioner, the information, pictures, and affidavits submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the B.C.Z.R. having been met, and for the reasons set forth above, the relief requested should be granted.

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this 20 day of May, 1998 that the Petition for Administrative Variance seeking relief from Section 400.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit an accessory structure (shed) to be located in the side yard in lieu of the required rear yard, in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject, however, to the following restrictions:

1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until the 30-day appeal period from the date of this Order has expired. If an appeal is filed and this Order is reversed, the relief granted herein shall be rescinded.

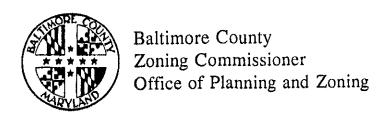
TIMOTHY M. KOTROCO

Deputy Zoning Commissioner

for Baltimore County

TMK:bjs

ORDER RECEIVED FOR FILING



Suite 112, Courthouse 400 Washington Avenue Towson, Maryland 21204 (410) 887-4386

May 20, 1998

Ms. Jennifer L. Combs and Mr. James E. Pfeiffer 1241 Stella Drive Baltimore, Md. 21207

RE: PETITION FOR ADMINISTRATIVE VARIANCE
SW/S Stella Drive, 127.04' SE of the c/l Ingleside Avenue
(1241 Stella Drive)
1st Election District - 1st Councilmanic District
Jennifer Lynn Combs and James Edward Pfeiffer - Petitioners
Case No. 98-402-A

Dear Ms. Combs & Mr. Pfeiffer:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Administrative Variance has been granted in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Permits and Development Management Office at 887-3391.

Very truly yours,

TIMOTHY M. KOTROCO

Deputy Zoning Commissioner

for Baltimore County

TMK:bjs

cc: People's Counsel

File

Code Enforcement Division, DPDM

RDER RECEIVED FOR FILING ate 230 310



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at

1241 Stella Drive
which is presently zon

dr 10.5

This Petition shall be filed with the Dept. of Permits & Development Management

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s) 400.1 To Allow an Accessary Structure to be located in the side yard in lieu of the required rear yard.

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (Indicate hardship or practical difficulty)

Landscape of yard was designed around the shed being on the side of the house, where it has always been.

Property is to be posted and advertised as prescribed by Zoning Regulations.

I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

			legal owner(s) of the property which is the subject of this Petition.
Contract Purchaser/Lessee			Legal Owner(s)
(Type or Print Name)		·	Jennifer Junn Cambs (Type or Print Name)
Signature			Signature MMM (MDS)
Address			Tames Edward Heiffer
			James Edward Eleyfer
City	State	Zipcode	Signa ure
Attorney for Petitioner			H 4102981043
(Type or Print Name)			1241 Stella Drive N4102981043 Address Phone No
Signature			Ba Ho. MD 21307 City State Zipcode Name, Address and phone number of representative to be contacted
Address	Phone No.		Jennifer L. Combs 1341 Stella Drive 4102981043
City	State	Zipcode	Address Phone No

Zoning Commissioner of Baltimore County

REVIEWED BY: _ __ DATE: _ _

ESTIMATED POSTING DATE:

63

Printed with Snyboan Ink
on Recycled P. S.

402

Affidavit in support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows:

That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That the Affiant(s) does/do presently reside at 1241 Stella Drive
Baltimar MD 21207
City State Zip Code
That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative Variance at the above address: (indicate hardship or practical difficulty)
We did not know that we needed a permit to replace a shed that already existed as shown on location survey dated 01-23-90. The
where the shed already was, on the side of our house. We were unaware that this was in violation of any codes or we certainly would have taken the necessary steps to obtain approval for the shed or designing our landscape around it. Now that we are aware of the code violation we are trying to obtain approval to keep the shed on the side of our house. In addition, the shed does nose pose any visual difficulty or interfere in any way with a
That Affiant(s) acknowledge(s) that if a profest is filed, Affiant(s) will be required to pay a reposting and advertising fee and may be required to provide additional information. April April
STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit: I HEREBY CERTIFY, this 2325day of APRIC . 19 98, before me, a Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared Kinnifer L. Combs
the Affiants(s) herein, personally known or satisfactorily identified to me as such Affiantt(s), and made oath in due form of law that the matters and facts hereinabove set forth are true and correct to the best of his/her/their knowledge and belief.
AS WITNESS my hand and Notarial Seal. ### As WITNESS my hand and Notarial Seal.
My Commission Expires:
Sandra A. Zitzer, Notary Public Baltimore County

State of Maryland

Wy Commission Expires June 1, 2000

Affidavit in support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows:

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That the Affiant(s) does/do presently reside at 1241 Stella Drive
Baltimore MD 21207 City State Zip Code
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That Affiant(s) acknowledge(s) that if a protest is filed, Affiant(s) will be required to pay a reposting and advertising fee and may be required to provide additional information. Affiant(s) will be required to pay a reposting and advertising fee and may be required to provide additional information. Affiant(s) will be required to pay a reposting and advertising fee and may be required to pay a reposting and advertising fee and may be required to pay a reposting and advertising fee and may be required to pay a reposting and advertising fee and may be required to pay a reposting and advertising fee and may be required to pay a reposting and advertising fee and may be required to pay a reposting and advertising fee and may be required to pay a reposting and advertising fee and may be required to pay a reposting and advertising fee and may be required to provide additional information. Affiant(s) Affiant(s
STATE OF MARYLAND, COUNTY OF BALTIMORE, 10 wit: 1 HEREBY CERTIFY, this 23 adday of APRIC, 19 98, before me, a Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared Tennifer L. Ombo
the Affiants(s) herein, personally known or satisfactorily identified to me as such Affiantt(s), and made oath in due form of law that the matters and facts hereinabove set forth are true and correct to the best of his/her/their knowledge and belief.
AS WITNESS my hand and Notarial Seal. As WITNESS my hand and Notarial Seal. As Witness my hand and Notarial Seal. NOTARY PUBLIC
My Commission Expires:
Sandra A. Zitzer, Notary Public Baltimore County

State of Maryland

My Commission Expires June 1, 2000



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at

1241 Stella Drive
which is presently zoned

This Petition shall be filed with the Dept. of Permits & Development Management

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s) Hoo I to allow an accessary Structure to be located in the side yard in heu of the required rear yard.

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Landscape of yard was designed around the shed being on the side of the house, where it has always been.

Property is to be posted and advertised as prescribed by Zoning Regulations.

I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

			We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition
Contract Purchaser/Lessee.			Legal Owner(s):
(Type or Print Name)			Tennifer Jann Cambs (Type or Print Name)
Signature			Signature The The Co
Address			Type or Print Name)
City	State	Zipcode	ames Edward Eferfer
Attorney for Petitioner		2.,,,,,,,,	
(Type or Print Name)	· · · · · · · · · · · · · · · · · · ·	····	1341 Stella Drive N4105251515 Addiess Phone No
Signature			Balto. DD 21207 City State Zipcode Name, Address and phone number of representative to be contacted
Address	Phone No.		Jennifer L. Combs. 1941 Stella Drive 4102981043
City	State	Zipcode	Address Phone No

A Public Hearing having been requested and/or found to be required, it is ordered by the Zoning Commissioner of Baltimore County, this that the subject matter of this petition be set for a public hearing, advertised, as required by the Zoning Regulations of Ballimore County, in two newspapers of general circulation, throughout Baltimore County, and that the property be reposted.

Zoning Commissioner of flattimore County









REVIEWED BY:... _ ___ DATE:

ZONING DESCRIPTION

ZONING DESCRIPTION FOR 1241 Stella Drive .
Beginning at a point the South West side of Stella Drive (north, south, east, west) (front street)
(north, south, east, west) (front street)
which is wide at the distance of (number of feet of right of way width)
127.04' Southeast of the centerline of the (number of feet) (north, south, east, west)
nearest improved intersecting street Ingleside Ave which is (name of street)
(number of feet of right of way width wide. Being lot #,
Block H, Section # I in the subdivision of Ingleside Park
as recorded in Baltimore County Plat Book # 618420, Folio # 64,
containing H212.000 30 ft . Also known as 1241 Stella Drive (square feet of acres)
and located in the Ol Election District, Councilmanic District

98-40Z-A

BALTIMORE COUNTY, MARYLA OFFICE OF BUDGET & FINANCE MISCELLANEOUS RECEIPT	No.	755704	PAID RECEIPT MARKS ACTUME DEAL
DATE 24 Ap 98 ACCOUNT P	-001-4 50.00	150	A724/1998 4/24/1996 09:34:07 RE NOOL CASHER GLUM CM. ORANGE 5 NTSCELLANGUS CASH RECEDET RESOLUTE 9 CR NO. 053704
RECEIVED CONDS		7	SO, 60 CASH Baltimore County, Haryland
FOR: 1241 Stella Da			A A
AgM'N	· · · · · · · · · · · · · · · · · · ·	98.	402-A
DISTRIBUTION WHITE - CASHIER PINK - AGENCY YELLOW - CUSTOM	MER		CASHIER'S VALIDATION

CERTIFICATE OF POSTING

	RE: Case No.: 98-402-A
	Petitioner/Developer:
	JENNIFER L. COMBS
	Date of Hearing/Closing: MAY 18, 1998
Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, MD 21204	
Attention: Ms. Gwendolyn Stephens	
Ladies and Gentlemen:	•
were posted conspicuously on the property	of perjury that the necessary sign(s) required by law located at
The sign(s) were posted on	(Month, Day, Year)
	Sincerely,
	(Signature of Sign Poster and Date)
	CARLAND E. MOORE (Printed Name)
G E I V E G	3225 RYERSONI CINCLE (Address)
. D & C & D V 18 D MAY 4 1998	BACTIMORE, MD. 2122) (City, State, Zip Code) (410) 242-4263
PDM	(Telephone Number)

9/96 cert.doa

(Detach Along Dotted Line)
Petitioner: This Part of the F איזיה is for the Sign Poster Only
USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT
Case Number 98- 402 - A Address 1241 Stalls DR
Posting Date: 3 May 98 Closing Date: 18 May 98
Wording for Sign: A To Permit an accessory Structure
in the side yeard in lieu of the Required
per yard
WCR - 12/11/97

CONTRACTOR AND LANGE TO PERMIT AND ACCESSORY STRUCTURE IN THE SIDE YARD IN LIEU OF THE REQUIRED REAL YARD PUBLIC HEARING? REALS THE REGUIRED REALS THE REGUIRED REALS THE REGUIRED REALS THE REGUIRED REALST A REUTHER CONTRING REALST A REUTHER STONE SOONE IN THE ZONG OFFICE BETONE AND LIGHT HEAVING IN THE BETONE AND LIGHT HEAVING IN THE STONE AND LIGHT HEAVING AND LIGHT HEAVING REALST A REUTHER THE STONE AND LIGHT HEAVING AND LIGHT HE



ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 98- 402 -A Address 1241 Stalla De
Contact Person: Kate Micros Phone Number: 410-887-3391
Filing Date: 24 Apr 98 Posting Date: 3 MA 98 Closing Date: 18 MA 98
Any contact made with this office regarding the status of the administrative variance should be through the contact person (planner) using the case number.
1. POSTING/COST: The petitioner must use one of the sign posters on the approved list (on the reverse side of this form) and the petitioner is responsible for all printing/posting costs. Any reposting must be done only by one of the sign posters on the approved list and the petitioner is again responsible for all associated costs. The zoning notice sign must be visible on the property on or before the posting date noted above. It should remain there through the closing date.
2. DEADLINE: The closing date is the deadline for an occupant or owner within 1,000 feet to file a formal request for a public hearing. Please understand that even if there is no formal request for a public hearing, the process is not complete on the closing date.
ORDER: After the closing date, the file will be reviewed by the zoning or deputy zoning commissioner. He may: (a) grant the requested relief; (b) deny the requested relief; or (c) order that the matter be set in for a public hearing. You will receive written notification (typically within 7 to 10 days of the closing date) as to whether the petition has been granted. denied, or will go to public hearing. The order will be mailed to you by First Class mail.
POSSIBLE PUBLIC HEARING AND REPOSTING: In cases that must go to a public hearing (whether due to a neighbor's formal request or by order of the zoning or deputy zoning commissioner), notification will be forwarded to you. The sign on the property must be changed giving notice of the hearing date, time and location. As when the sign was originally posted, certification of this change and a photograph of the altered sign must be forwarded to this office.
(Detach Along Dotted Line)
etitioner: This Part of the Form is for the Sign Poster Only
USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT
ase Number 98- 402 - A Address 1241 Stall & DR
osting Date: 3 May 98 Closing Date: 18 May 98
Vording for Sign: A To Permit ON GCC ESSORY Structure
in the side yeard in fiel of the Recipcel
Rex pard



AJ:ggs

Baltimore County
Department of Permits and
Development Management

Development Processing County Office Building 111 West Chesapeake Ave Towson, Maryland 21204

ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

Baltimore County zoning regulations require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property (responsibility of which, lies with the petitioner/applicant) and placement of a notice in at least one newspaper of general circulation in the County.

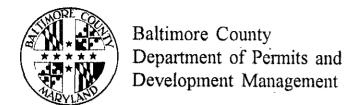
This office will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with this requirement.

Billing for legal advertising, due upon receipt, will come from and should be remitted directly to the newspaper.

NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.

ARNOLD JABLON, DIRECTOR	
For newspaper advertising:	
Item No.: 402	
Petitioner: JENNIFER L. COMBS	
Location: 1241 Stella Drive Baltimore, MD 21207	
PLEASE FORWARD ADVERTISING BILL TO: NAME: JENNIFER COMBS	***************************************
ADDRESS: 1241 Stella Drive	PO PARAGONA
Baltimore, MD 21207	
PHONE NUMBER: 410-298-1043 work: 410-525-1515	

(Revised 09/24/96) **48-402-A**



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

May 20, 1998

Ms. Jennifer Combs & Mr. James Pfeiffer 1241 Stella Drive Baltimore, MD 21207

RE: Item Number: 402

Case Number: 98-402-A

Petitioner: Jennifer Combs, et al

Dear Ms. Combs & Mr. Pfeiffer:

The Zoning Advisory Committee (ZAC), which consists of representatives from Baltimore County approval agencies, has reviewed the plans submitted with the above referenced petition, which was accepted for processing by Permits and Development Management (PDM), Zoning Review, on April 23, 1998.

Any comments submitted thus far from the members of ZAC that offer or request information on your petition are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. Only those comments that are informative will be forwarded to you; those that are not informative will be placed in the permanent case file.

If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency or Gwen Stephens in the zoning office (410-887-3391).

Sincerely,

W. Carl Richards, Jr. Zoning Supervisor

W. Cont Rechardly

WCR:rye

Enclosures

LTIMORE COUNTY, MARYLAND

DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT INTER-OFFICE CORRESPONDENCE

TO:

POM

DATE:

FROM:

R. Bruce Seeley . R. B. Permits and Development Review

DEPRM

SUBJECT:

Zoning Advisory Committee

Meeting Date: May 11

The Department of Environmental Protection & Resource Management has no comments for the following Zoning Advisory Committee Items:

Item #'s:

RBS:sp

BRUCE2/DEPRM/TXTSBP



Parris N. Glendening Governor

David L. Winstead Secretary

Parker F. Williams Administrator

Ms. Gwen Stephens Baltimore County Office of Permits and Development Management County Office Building, Room 109 Towson, Maryland 21204

Baltimore County 5.1.31 RE:

Item No.

402 CAM

Dear Ms. Stephens:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

Please contact Larry Gredlein at 410-545-5606 or by E-mail at (lgredlein@sha.state,md.us).

Thank you for the opportunity to review this item.

Very truly yours,

I. J. Doelle

Ar Ronald Burns, Chief

Engineering Access Permits

Division

LG

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

DATE: May 5, 1998

TO: Arnold Jablon, Director Department of Permits and Development Management

FROM: Arnold F. "Pat" Keller, III, Director Office of Planning

SUBJECT: Zoning Advisory Petitions

The Planning Office has no comments on the following petitions (s):

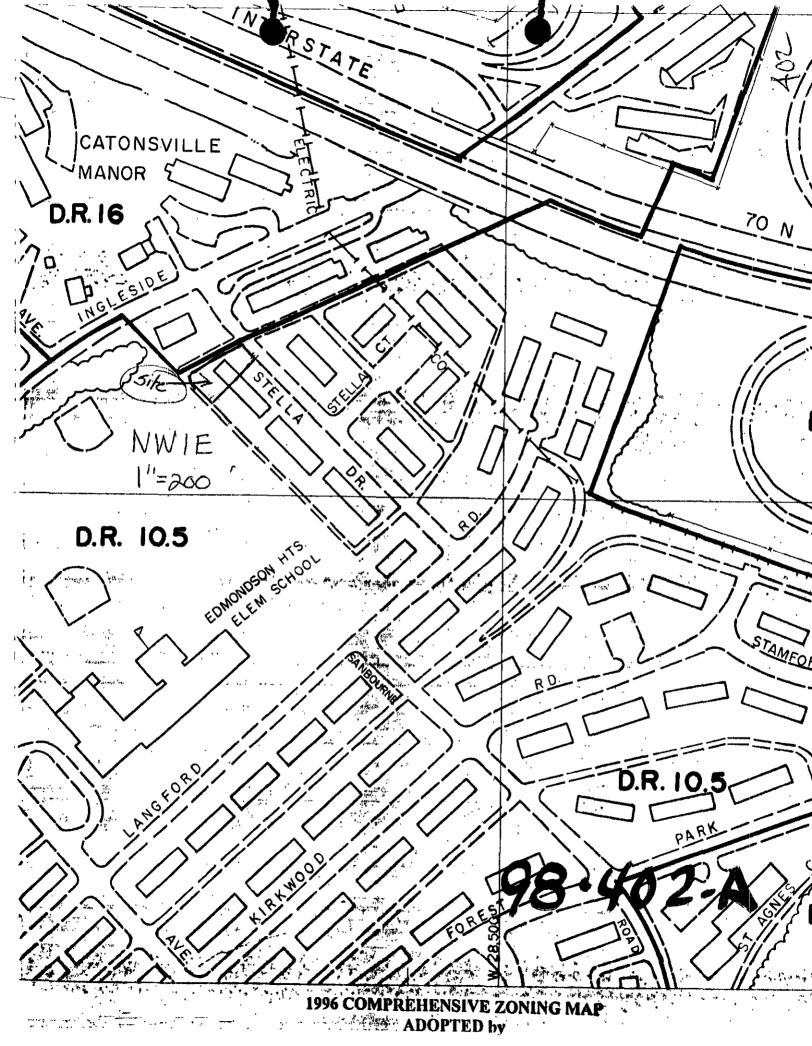
Item No. 389, 397, 400 and 402

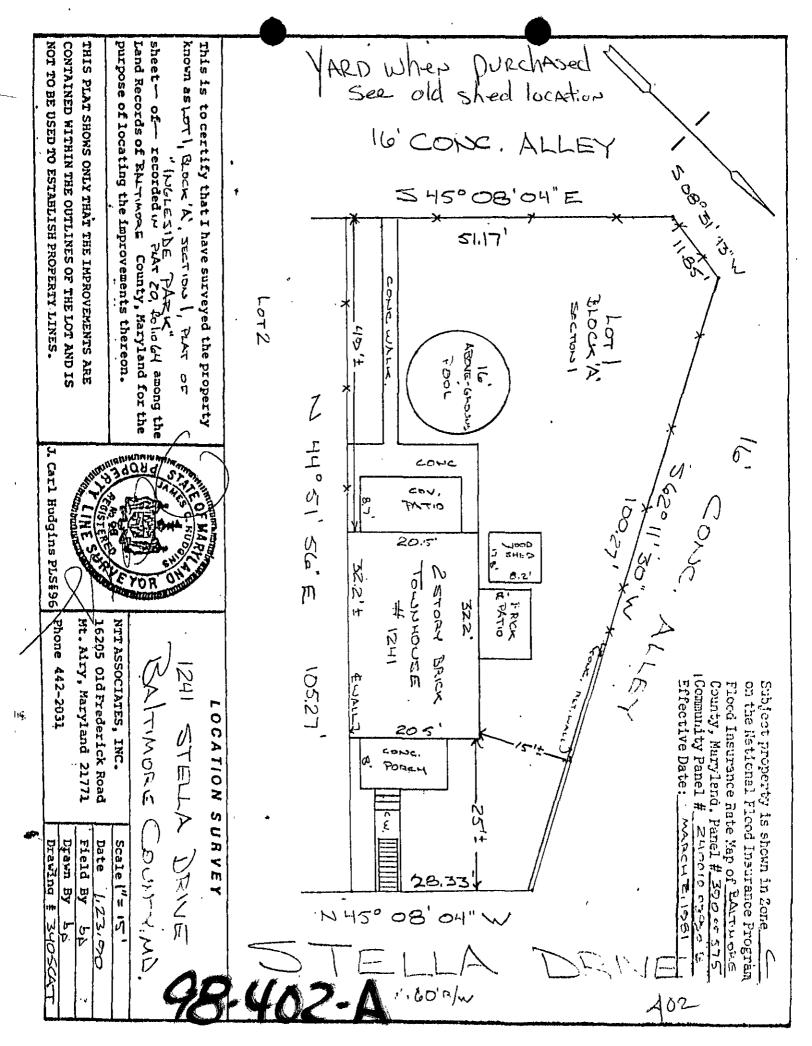
If there should be any questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at (401) 887-3495.

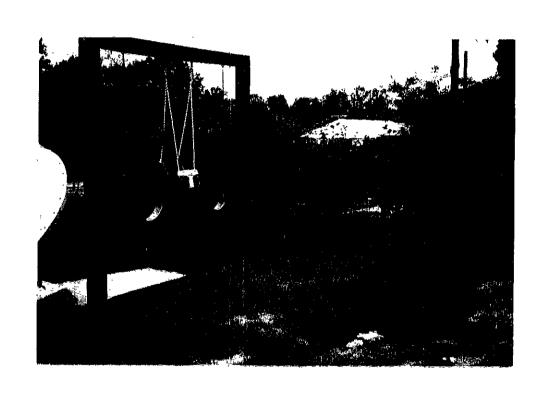
Prepared by: July W-Jz

Division Chief: Canyl. Kenn

AFK/JL





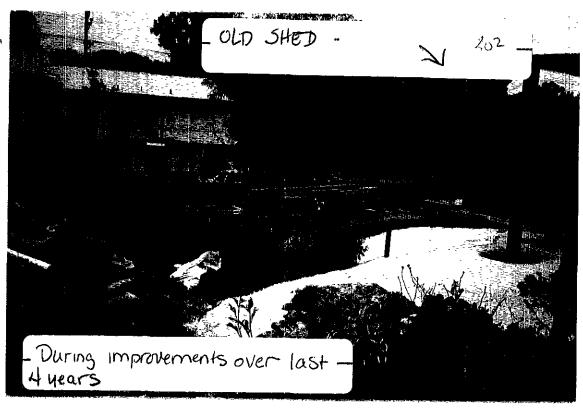


98-402-A





98-40Z-A





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98-402-A



